

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively  
Consolidated SIPA Liquidation of Bernard L. Madoff  
Investment Securities LLC and the Estate of Bernard  
L. Madoff,

Plaintiff,

v.

HSBC BANK PLC, *et al.*,

Defendants.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 09-01364 (SMB)

**STIPULATION AND ORDER FOR VOLUNTARY DISMISSAL OF  
DEFENDANTS SONJA KOHN, ERWIN KOHN, 20:20 MEDICI AG,  
EUROVALEUR, INC., AND HERALD ASSET MANAGEMENT LTD.**

Plaintiff Irving H. Picard, Trustee for the substantively consolidated liquidation of Bernard L. Madoff Investment Securities LLC and the Chapter 7 estate of Bernard L. Madoff (the “Trustee”), and defendants Sonja Kohn, Erwin Kohn, 20:20 Medici AG, Eurovaleur, Inc., and Herald Asset Management Ltd. (the “Defendants,” and with the Trustee, the “Parties”), by and through their undersigned counsel, hereby stipulate and agree to the following:

1. In accordance with Federal Rule of Civil Procedure 41(a)(1)(A)(ii), as made applicable to this adversary proceeding by Federal Rule of Bankruptcy Procedure 7041, the Parties hereby stipulate to a dismissal with prejudice of the Trustee’s claims against the Defendants from the above-captioned adversary proceeding.

2. The provisions of this Stipulation shall be binding upon and shall inure to the benefit of the Parties and their respective successors and assigns and upon all creditors and parties of interest.

3. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

4. The Bankruptcy Court shall retain jurisdiction over this Stipulation.

*[The remainder of page intentionally left blank]*

5. Upon entry of this stipulation and order, the caption of this adversary proceeding is hereby amended to delete Sonja Kohn, Erwin Kohn, 20:20 Medici AG, Eurovaleur, Inc., and Herald Asset Management Ltd. An amended caption is attached hereto as Exhibit A.

Dated: June 14, 2019  
New York, New York

**BAKER & HOSTETLER LLP**

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*Attorneys for Irving H. Picard, Trustee for  
the Substantively Consolidated SIPA  
Liquidation of Bernard L. Madoff  
Investment Securities LLC and the Chapter 7  
Estate of Bernard L. Madoff*

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*Attorneys for Defendants Sonja Kohn, Erwin  
Kohn, 20:20 Medici AG, Eurovaleur, Inc., and  
Herald Asset Management Ltd.*

SO ORDERED this 17<sup>th</sup> day of June, 2019.

/s/ STUART M. BERNSTEIN  
HONORABLE STUART M. BERNSTEIN  
UNITED STATES BANKRUPTCY JUDGE